



April 24, 2024

Steve Lederer
Public Works Director
Napa County
804 First Street
Napa, CA 94559

Subject: **Updated Grant Subaward Information Sheet Notification**
Hazard Mitigation Grant Program
FEMA-**4301**-DR-CA, Project #**PJ0075**, FIPS #**055-00000**

Dear Mr. Lederer:

In compliance with 2 CFR Ch. II §200.331, the California Governor's Office of Emergency Services (Cal OES) is sending you an updated Supplemental Grant Subaward Information sheet to reflect recent changes to information regarding your subaward. This document has the following revision(s):

- A new approved project funding amount. \$1,288,815.00 is now the approved funding amount for this project due to an additional obligation in the amount of \$446,498.47.

Please review the enclosed document to verify its accuracy. For further assistance, please contact the Recovery Financial Processing Unit at (916) 845-8110 or at HMGrantsPayments@caloes.ca.gov.

Recovery Financial Processing Unit
Enclosures: Supplemental Grant Subaward Information Sheet
c: Subrecipient's Project File





April 24, 2024

Steve Lederer
Public Works Director
Napa County
804 First Street
Napa, CA 94559

Subject: **Notification of Approval of Supplemental Funds**
Hazard Mitigation Grant Program
FEMA-**4301**-DR-CA, Project #**PJ0075**, FIPS #**055-00000**,
Supplement #**58**

Dear Mr. Lederer:

The California Governor's Office of Emergency Services (Cal OES) has received a notification from the Federal Emergency Management Agency (FEMA) approving **\$446,498.47** in additional funds for this grant subaward. A copy of FEMA's letter is enclosed for your records.

Payments will be made on a reimbursement basis using the Hazard Mitigation Reimbursement Request form. A ten percent (10%) retention will be withheld from all reimbursement payments and will be released as part of the grant subaward closeout process. Please note that your organization must maintain an active registration in the SAM.gov (System for Award Management) database for the duration of this grant subaward.

Please read the enclosed supplement. In accordance with Title 44 Code of Federal Regulations, Part 206.440, if you disagree with FEMA's obligated amount or scope of work listed in the supplement, you can appeal. All appeals must be in writing and received by Cal OES within 60 days from the receipt of this letter.

If you have any questions or need assistance, please contact the Recovery Financial Processing Unit at (916) 845-8110 or at HMGrantsPayments@caloes.ca.gov.

Recovery Financial Processing Unit

Enclosures

c: Subrecipient's Project File



3650 SCHRIEVER AVENUE • MATHER, CA 95655
RECOVERY FINANCIAL PROCESSING UNIT
(916) 845-8110



FEMA

April 1, 2024

Received
April 2, 2024
FPU

Nancy Ward, Director
Governor's Authorized Representative
California Governor's Office of Emergency Services
3655 Schriever Avenue
Mather, CA

Reference: Amendment Approval, HMGP DR-4301-075-012R
Napa County, California
Napa County House Elevations
Supplement #58

Dear Nancy Ward:

This letter is in response to your February 27, 2024 request for a budget increase for the HMGP DR-4301-075-12R, Napa County House Elevations. You indicate that a budget increase request is necessary because costs have greatly increased due to price of materials and contractor availability, delays in construction due to contractor availability and weather as well as limited project capacity.

We approve the budget increase and issue additional funds. The total Federal share increased from \$842,316.53 to \$1,288,815.00 and the total project cost is \$1,718,750.00. As shown in the enclosed Obligation Report – Supplement #58, we obligated \$446,498.47 for the 75 percent Federal share; the 25 percent non-Federal share is \$148,832.83. These funds are available in SmartLink for immediate and eligible disbursements.

Please note the following changes to the conditions of approval and obligation of funds:

Approvals:	Federal Share:	Non-Federal Share:	Total Project Cost:
Supplement #29	\$474,035.25	\$158,011.75	\$632,047.00
Supplement #50	\$368,281.28	\$122,760.42	\$491,041.70
Additional Funding Supplement #58	\$446,498.47	\$148,832.83	\$595,331.30
TOTALS	\$1,288,815.00	\$429,605.00	\$1,718,420.00

- 1. Scope of Work (SOW)** – The SOW remains the same. The approved activity will include elevating three homes in unincorporated Napa County at least one foot above the base flood elevation. The three homes pursuing elevation are the following: 1971 Silverado Trail South, St. Helena; 5115 Silverado Trail, Napa; and 5119 Silverado Trail, Napa.
- 2. Project Completion Date** – The approved completion date remains April 14, 2024. Please inform the sub-recipient that work completed after this date is not eligible for Federal funding, and that Federal funds may be de-obligated for work completed outside the completion date when there is no approved time extension.
- 3. Project Closeout** – Within 90 days of the award period of performance’s expiration, all project funds must be liquidated and final closeout documentation for the project must be submitted to FEMA. Please note the project must comply with Code of Federal Regulations Title 2, Part 200 reporting requirements at the time of closeout.
- 4. Record of Environmental Consideration (REC)** – A revised REC was not required. This project has been determined to be Categorically Excluded from the need to prepare either an Environmental Impact Statement or Environmental Assessment in accordance with FEMA Instruction 108-1-1 and DHS Instruction 023-01-001-01. CATEX N7 (Federal Assistance for Structure and Facility Upgrades) has been applied.
- 5. Standard Conditions** – This project approval is subject to the enclosed *Standard Mitigation Grant Program (HMGP) Conditions*, amended August 2018. Please note that federal funds may be de-obligated for work that does not comply with these conditions.

If you have any questions please contact Laura Koon, Hazard Mitigation Assistance Specialist, by email at laura.koon@fema.dhs.gov, or phone (202) 531-1881.

Sincerely,

KATHRYN J LIPIECKI

Digitally signed by KATHRYN J
LIPIECKI

Date: 2024.04.01 10:58:11 -07'00'

Kathryn Lipiecki
Director, Mitigation Division
FEMA Region 9

ok

Enclosures (3):

Obligation Report – Supplement #58
Record of Environmental Considerations (REC)
Standard Mitigation Grant (HMGP) Conditions

cc: Ron Miller, Acting State Hazard Mitigation Officer, California Governor’s Office of
Emergency Services

Nancy Ward
April 1, 2024
Page 3 of 3

Joseph Purvis, Division Chief, California Governor's Office of Emergency Services
Robyn Fennig, Acting State Hazard Mitigation Officer, California Governor's Office of
Emergency Services
Robert McCord, Chief, Hazard Mitigation Assistance Branch, FEMA Region 9

HAZARD MITIGATION GRANT PROGRAM

Obligation

Disaster No	FEMA Project No	Amendment No	State Application ID	Action No	Supplemental No	State	Recipient
4301	12 R	2	75	3	58	CA	Statewide

Subrecipient: Napa (County)

Project Title : Napa County House Elevations

Subrecipient FIPS Code: 055-99055

Total Amount Previously Allocated	Total Amount Previously Obligated	Total Amount Pending Obligation	Total Amount Available for New Obligation
\$1,288,815.00	\$1,288,815.00	\$0.00	\$0.00

Project Amount	Recipient Admin Est	Subrecipient Admin Est	Total Obligation	IFMIS Date	IFMIS Status	FY
\$446,498.47	\$0.00	\$0.00	\$446,498.47	03/11/2024	Accept	2024

Comments

Date: 03/11/2024 User Id: SSCOTT39

Comment: Approved funding for HMGP-4301-75-12R-Napa County-House Elevations for \$446,498.47.

Authorization

Preparer Name: STEVEN SCOTT

Preparation Date: 03/11/2024

HMO Authorization Name: LAURA KOON

HMO Authorization Date: 03/11/2024

RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4301-75-12R

Title: Napa County Elevations

NEPA DETERMINATION

Non Compliant Flag: No	EA Draft Date:	EA Final Date:
EA Public Notice Date:	EA Fonsi	Level: CATEX
EIS Notice of Intent	EIS ROD Date:	

Comment This REC addresses activities associated with elevating five structures in unincorporated Napa County at least one foot above the base flood elevation: 33 Zinfandel Lane, St. Helena; 581 Silverado Trail South, St. Helena; 1971 Silverado Trail, Napa; 5115 Silverado Trail, Napa; and 5119 Silverado Trail, Napa. During the elevation process, the foundations would be extended and reconstructed, any chimneys would be raised or reconstructed, the utility lines would be reconnected, and the driveways, porches, and other points of entry would be rebuilt. The projects require ground disturbance typically associated with foundation construction. The staging and stockpiling areas would be within each subject parcel. This project has been determined to be Categorically Excluded from the need to prepare either an Environmental Impact Statement or Environmental Assessment in accordance with FEMA Instruction 108-1-1 and DHS Instruction 023-01-001-01. Categorical Exclusion N7 has been applied. - jbock - 07/31/2019 23:10:45 GMT

CATEX CATEGORIES

Catex Category Code	Description	Selected
*n7	(*n7) Federal Assistance for Structure and Facility Upgrades. Federal assistance for the reconstruction, elevation, retrofitting, upgrading to current codes and standards, and improvements of pre-existing facilities in existing developed areas with substantially completed infrastructure, when the immediate project area has already been disturbed, and when those actions do not alter basic functions, do not exceed capacity of other system components, or modify intended land use. This category does not include actions within or affecting streams or stream banks or actions seaward of the limit of moderate wave action (or V zone when the limit of moderate wave action has not been identified).	Yes

EXTRAORDINARY

Extraordinary Circumstance Code	Description	Selected ?
	No Extraordinary Circumstances were selected	

ENVIRONMENTAL LAW / EXECUTIVE ORDER

Environmental Law/ Executive Order	Status	Description	Comment
Clean Air Act (CAA)	Completed	Project is located in a non-attainment area	The project sites are in Napa County, a non-attainment area for the fine particulate matter (PM 2.5) and the 8-hour ozone standards according to the USEPA (https://www3.epa.gov/airquality/greenbook/ancl3.html , data current as of June 30, 2019). Based on the nature of the proposed activities, the potential emissions are below de minimis thresholds for the General Conformity Rule. Thus, the project is exempt from a

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4301-75-12R

Title: Napa County Elevations

Environmental Law/ Executive Order	Status	Description	Comment
			conformity determination. - jbock - 07/31/2019 23:23:24 GMT
	Completed	Coordination required with applicable state administering agency - Review concluded	
Coastal Barrier Resources Act (CBRA)	Completed	Project is not on or connected to CBRA Unit or otherwise protected area - Review concluded	
Clean Water Act (CWA)	Completed	Project would not affect any water of the U.S. - Review concluded	
Coastal Zone Management Act (CZMA)	Completed	Project is not located in a coastal zone area and does not affect a coastal zone area - Review concluded	
Executive Order 11988 - Floodplains	Completed	Located in floodplain or effects on floodplain/flood levels	The project sites are in Zone AE, as shown on FIRM panels 06055C0385E (effective 9/26/2008), 06055C0264E (effective 9/26/2008), 06055C0509F (effective 9/29/2010), and 06055C0420E (effective 9/26/2008). See attached Executive Order 11988, Floodplain Management Checklist. - jbock - 07/31/2019 23:26:12 GMT
	Completed	No adverse effect on floodplain and not adversely affected by the floodplain - Review concluded	
Executive Order 11990 - Wetlands	Completed	No effects on wetlands and project outside wetlands - Review concluded	The project sites are not in wetlands (according to the USFWS NWI Wetlands Mapper) and would not result in impacts to wetlands. - jbock - 07/31/2019 23:27:45 GMT
Executive Order 12898 - Environmental Justice for Low Income and Minority Populations	Completed	Low income or minority population in or near project area	The proposed activities associated with this project will result in a beneficial impact to all populations. - jbock - 07/31/2019 23:28:14 GMT
	Completed	No disproportionately high and adverse impact on low income or minority population - Review concluded	
Endangered Species Act (ESA)	Completed	Listed species and/or designated critical habitat present in areas affected directly or indirectly by the federal action	Based on the location and nature of the proposed activities, the project does not have the potential to affect listed or proposed species or critical habitat. Formal consultation with the US Fish and Wildlife Service under Section 7 of the Endangered Species Act is not required. See attached No Effect Determination Form. - jbock - 07/31/2019 23:20:25 GMT

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4301-75-12R

Title: Napa County Elevations

Environmental Law/ Executive Order	Status	Description	Comment
	Completed	No effect to species or designated critical habitat (See comments for justification) - Review concluded	
Farmland Protection Policy Act (FPPA)	Completed	Project does not affect designated prime or unique farmland - Review concluded	
Fish and Wildlife Coordination Act (FWCA)	Completed	Project does not affect, control, or modify a waterway/body of water - Review concluded	
Migratory Bird Treaty Act (MBTA)	Completed	Project located within a flyway zone	See project conditions - jbock - 07/31/2019 23:24:19 GMT
	Completed	Project does not have potential to take migratory birds - Review concluded	
Magnuson-Stevens Fishery Conservation and Management Act (MSA)	Completed	Project not located in or near Essential Fish Habitat - Review concluded	
National Historic Preservation Act (NHPA)	Completed	Standard Section 106 review	This Undertaking was reviewed by Julia Mates, who meets the Secretary of the Interior's Professional Qualifications for Architectural History and History, and Deborah Huntley, who meets the Secretary of the Interior's Professional Qualifications for Archaeology, pursuant to Stipulation I.A.1 of the Programmatic Agreement among FEMA, the State Historic Preservation Office, and Cal OES executed on October 30, 2014 (Agreement). The associated analysis included reviewing the results of a California Historical Resources Information System records search, conducting a site visit, and coordinating with appropriate tribal representatives, and evaluating properties for eligibility for listing in the National Register of Historic Places. Ms. Mates and Ms. Huntley made a determination under Section 106 of No Historic Properties Affected. By letter and associated documentation dated July 15, 2019, FEMA made a determination of No Historic Properties Affected and initiated consultation with the California State Historic Preservation Officer (SHPO). The California SHPO concurred with FEMA's determination in a response letter dated July 26, 2019. - jbock - 07/31/2019 23:13:41 GMT
	Completed	Building or structure 50 years or older or listed on the National Register in the project area and activity not exempt from review	

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4301-75-12R

Title: Napa County Elevations

Environmental Law/ Executive Order	Status	Description	Comment
	Completed	Determination of No Historic Properties Affected (FEMA finding/SHPO/THPO concurrence attached) - Review concluded	
	Completed	Project affects undisturbed ground	
	Completed	Project area has potential for presence of archeological resources	
	Completed	Determination of no historic properties affected (FEMA finding/SHPO/THPO concurrence attached) - Review concluded	
Wild and Scenic Rivers Act (WSR)	Completed	Project is not along and does not affect Wild and Scenic River - Review concluded	

CONDITIONS

Special Conditions required on implementation of Projects:

The subrecipient is responsible for complying with the Migratory Bird Treaty Act.

Source of condition: Migratory Bird Treaty Act (MBTA)

Monitoring Required: No

Standard Conditions:

Any change to the approved scope of work will require re-evaluation for compliance with NEPA and other Laws and Executive Orders.

This review does not address all federal, state and local requirements. Acceptance of federal funding requires recipient to comply with all federal, state and local laws. Failure to obtain all appropriate federal, state and local environmental permits and clearances may jeopardize federal funding.

If ground disturbing activities occur during construction, applicant will monitor ground disturbance and if any potential archeological resources are discovered, will immediately cease construction in that area and notify the State and FEMA.

Standard Mitigation Grant Program (HMGP) Conditions

FEMA Region IX, August, 2018

The following list applies to Recipients and Subrecipients accepting HMGP funds from the Federal Emergency Management Agency (FEMA) of the Department of Homeland Security (DHS):

1. **Applicable Federal, State, and Local Laws and Regulations.** The Recipient/Subrecipient must comply with all applicable Federal, State, and Local laws and regulations, regardless of whether they are on this list or other project documents. DHS financial assistance Recipients and Subrecipients are required to follow the provisions of the State HMGP Administrative Plan, applicable Hazard Mitigation Assistance Uniform Guidance, and Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located in Title 2 of the Code of Federal Regulations (CFR) Part 200, adopted by DHS in 2 CFR 3002.
2. **Financial Management Systems.** The Recipient and Subrecipient must maintain financial management systems to account for and track funds, as referenced in 2 CFR 200.302.
3. **Match or Cost Share.** Non-federal match or cost share must comply with 2 CFR 200.306, the scope of work (SOW), and any agreements among the Subrecipient, the Recipient, and FEMA.
4. **Budget Changes.** Unanticipated adjustments are permitted within the approved total cost. However, if costs exceed the federal share, the Subrecipient must notify the Governor's Authorized Representative (GAR) of overruns before implementation. The GAR shall submit a written request for approval to FEMA Region IX. The subaward must continue to meet HMGP requirements, including cost effectiveness and cost share. Refer to 2 CFR 200.308 for additional information.
5. **Real Property and Land.** The acquisition, use, and disposition must comply with 2 CFR 200.311.
6. **Equipment.** The acquisition, use, and disposition must comply with 2 CFR 200.313.
7. **Supplies.** Upon project completion, FEMA must be compensated for unused supplies, exceeding \$5,000 (fair market value), and not needed for other federal programs. Refer to 2 CFR 200.314.
8. **Procurement.** Procurement procedures must be in conformance with 2 CFR 200.318-320.
9. **Monitoring and Reporting Program Performance.** The Recipient and Subrecipient must submit quarterly progress reports, as referenced in the 2 CFR 200.328 and State HMGP Administrative Plan.
10. **Records Retention.** In accordance with 2 CFR 200.333, financial/ programmatic records related to expenditures must be maintained at least 3 years after the date of Recipient's final expenditure report.
11. **Enforcement and Termination.** If the Recipient or Subrecipient fails to comply with the award or subaward terms, whether stated in a Federal statute or regulation, the State HMGP Administrative Plan, subapplication, a notice of award, an assurance, or elsewhere, FEMA may take one or more of the actions outlined in 2 CFR 200.338, including termination or partial termination of the award or subaward outlined in 2 CFR 200.339.
12. **Allowable Costs.** Funds are to be used for allowable costs in compliance with 2 CFR 200.403, the approved SOW, and any agreements among the Subrecipient, Recipient, and FEMA.

13. **Non-Federal Audit.** The Recipient and Subrecipient are responsible for obtaining audits in accordance with the Single Audit Act of 1984, in compliance with 2 CFR 200.501.
14. **Debarred and Suspended Parties.** Recipients and Subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders 12549 and 12689, and 2 CFR 180. These regulations restrict federal financial assistance awards, subawards, and contracts with parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in the federal assistance programs or activities.
15. **Equipment Rates.** Rates claimed for use of Subrecipient-owned equipment in excess of the FEMA-approved rates must be approved under State guidelines issued by the State Comptroller's Office or must be certified by the Recipient to include only those costs attributable to equipment usage less any fixed overhead and/or profit.
16. **Duplication of Funding between Public Assistance (PA) and HMGP.** Funding for PA Section 406 and HMGP Section 404 are permitted on the same facility/location, but the activities identified under each program must be distinct with separately accounted funds. At closeout, FEMA may adjust the funding to ensure the Subrecipient was reimbursed for eligible work from only one funding source.
17. **Historic Properties and Cultural Resources.** In compliance with 2 CFR 800, if a potential historic property or cultural resource is discovered during construction, the Subrecipient must cease work in the area and take all reasonable measures to avoid or minimize harm to the discovered property/resource. During construction, the Subrecipient will monitor ground disturbance activity, and if any potential archeological resources are discovered, will immediately cease work in that area, and notify the Recipient and FEMA. Construction in the area may resume with FEMA's written approval after FEMA's consultation, if applicable, with the State Historic Preservation Officer (SHPO).
18. **NEPA and Changes to the Scope of Work (SOW).** To comply with the National Environmental Policy Act (NEPA), and other Laws and Executive Orders, any change to the approved SOW shall be re-evaluated before implementation. Construction associated with a SOW change, prior to FEMA approval, may be ineligible for funding. Acceptance of federal funding requires environmental permits and clearances in compliance with all appropriate federal, state and local laws, and failure to comply may jeopardize funding.

Within their authority, the Recipient and Subrecipient must use of all practicable means, consistent with other essential policies, to create and maintain productive harmony for people and nature, and fulfill the social, economic, and other needs of present and future generations of Americans.